

रजिस्टर्ड नं० पी०/एस० एन० १४.



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 13 जुलाई, 1985/22 आषाढ़, 1907

हिमाचल प्रदेश सरकार

EXCISE & TAXATION DEPARTMENT

ADDENDUM

Shimla-171002, the 2nd July, 1985

No. EXN D(6)-1/77-Pt. II.—After the words “persons with”, and before the figure “50 %”, appearing in this department order of even number, dated the 23rd March, 1983, the words “more than”, may be added.

S. S. SIDHU,
Secretary.

LABOUR DEPARTMENT

NOTIFICATIONS

Shimla-2, the 26th June, 1985

No. 8-9/80-Shram-II.—Whereas it appears to the Governor, Himachal Pradesh that there is an industrial dispute between Himachal Vidyut Karamchhari Sangh, Mandi and the management of Himachal Pradesh State Electricity Board, Shimla;

And whereas after considering the report of the Conciliation Officer-cum-Deputy Labour Commissioner, Himachal Pradesh, Shimla under Section 12 (4) of the Industrial Dispute Act, 1947, the Governor, Himachal Pradesh is satisfied that this matter may be referred to the Industrial Tribunal, Shimla for adjudication;

Now, therefore, the Governor, Himachal Pradesh in exercise of the powers vested in him under Section 12 (5) read with Section 10 of the Industrial Dispute Act, 1947 (Act No. 14 of 1947) hereby refer this matter to the Industrial Tribunal, Himachal Pradesh, Shimla constituted under Section 7-A of the Industrial Dispute Act, 1947 for adjudication as under:—

“Whether the demand of the Himachal Vidyut Karamchhari Sangh, Mandi for regularisation of the services of daily wages employees whose details are given in the Annexure-A after having worked in the Himachal Pradesh State Electricity Board for 240 days or more is justified. If so, the relief they are entitled to ?”

ANNEXURE—A

LIST OF WORKERS

S. No.	Name	Father's name	Date of employment	Educational qualification	Place of posting
1.	Shri Bakil Chand	—	3 years	Matric	ESD No. II, Hamirpur,
2.	Shri Vinod Kumar	Shri Jaru Ram	11/81 to date	-do-	-do-
3.	Miss Sudha Rani	Shri Mansa Ram	5/81 to date	-do-	-do-
4.	Shri Ramesh Chand	Shri Sohan Lal	1/78 to date	-do-	RECS/Div-Tauni
5.	Shri Kuldip Chand	Shri Megh Singh	11/79 to date	-do-	Devi.
6.	Shri Kamal Kumar	Shri Jalti Ram	11/80 to date	-do-	-do-
7.	Shri Madan Lal	Shri Bakshi Ram	1/82 to date	-do-	ESD No. II, Hamirpur.
8.	Shri Baldev Singh	Shri Dhani Ram	10/80 to date	-do-	-do-
9.	Shri Parveen Kumar	Shri Gian Chand	10/80 to date	-do-	-do-
10.	Shri Surjeet Singh	Shri Sarwan Singh	10/82 to date	-do-	-do-
11.	Shri Harbans Lal	Shri Fateh Singh	10/80 to date	-do-	-do-
12.	Shri Kashmir Singh	Shri Kirpa Ram	9/79 to date	Graduate	-do-
13.	Shri Braham Parkash	Shri Sudhama Ram	8/78 to date	B.A. Part-I	-do-

By order,
Sd/-
Secretary.

शिमला-2, 1 जुलाई, 1985

संख्या 2-12/85-श्रम.—हिमाचल प्रदेश के राज्यपाल, इस विभाग की अधिसूचना संख्यांक 10-61/71-एस0 आई0-भाग-II, तारीख 16 अप्रैल, 1975 का आंशिक उपान्तरण करते हुए और हिमाचल प्रदेश शोप्स एण्ड कमर्शियल एस्टैबलिशमेंट अधिनियम, 1969 (1970 का अधिनियम संख्यांक 10) की धारा 9 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए नगर निगम शिमला को परिसीमाओं के भीतर दुकानों और वाणिज्य संस्थापनों को खुलने और बन्द करने का 8-7-1985 से निम्नलिखित समय नियत करते हैं:—

खुलने का समय

बन्द करने का समय

10 बजे पूर्वाह्न

7.30 बजे अपराह्न

2. इसके अतिरिक्त, हिमाचल प्रदेश के राज्यपाल, कथित अधिनियम, की धारा 8 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, 1.30 बजे अपराह्न से 3.00 बजे उपराह्न तक, विश्राम अन्तराल नियत करते हैं ।

[Authoritative English text of Himachal Pradesh Government Notification No. 2-12/85-Shram, dated 1-7-1985 as required under Article 348 (3) of the Constitution of India].

Shimla-2, the 1st July, 1985

No. 2-12/85-Shram.—In partial modification of this Department Notification No. 10-61/71-SI-Vol. II, dated the 16th April, 1975 and in exercise of the powers vested in him under section 9 of the Himachal Pradesh Shops and Commercial Establishment Act, 1969 (Act No. 10 of 1970), the Governor of Himachal Pradesh is pleased to fix the following opening and closing hours of the Shops and Commercial Establishments covered under the said Act within the limits of Municipal Corporation, Shimla, Himachal Pradesh with effect from 8-7-1985:—

Opening hours

Closing hours

10.00 a.m.

7.30 p.m.

2. The Governor, Himachal Pradesh in exercise of the powers vested in him under Section 8 of the said Act, is further pleased to fix the interval for rest from 1.30 p.m. to 3.00 p.m.

Shimla-2, the 2nd July, 1985

No. 8-9/80-Shram-II.—Whereas it appears to the Governor, Himachal Pradesh that there is an industrial dispute between Himachal Hotel Mazdoor Lal Jhanda Union, Shimla and the management of Hotels and Restaurants Association, Shimla.

And whereas after considering the report of the Conciliation-cum-Regional Employment Officer Shimla under Section 12 (4) of the Industrial Dispute Act, 1947, the Governor, Himachal Pradesh is satisfied that the matter may be referred to the Industrial Tribunal, Shimla for adjudication.

Now, therefore, the Governor, Himachal Pradesh in exercise of the powers vested in him under Section 12 (5) read with Section 10 of the Industrial Dispute Act, 1947 (Act No. 14 of 1947) hereby refer the matter to the Industrial Tribunal, Himachal Pradesh, Shimla constituted under section 7-A of the Industrial Dispute Act, 1947 for adjudication:—

“Whether the demand notice served on (i) the Hotel & Restaurant Association, Himland Hotel, Shimla (ii) Chai, Chat, Dhaba Owners Association, Sharma Dhaba, Middle Bazar, Shimla by the General Secretary, Himachal Hotel Mazdoor Lal Jhanda Union, Shimla, regarding increase in wages in view of the revised minimum rates of wages is justified and whether the demand regarding medical allowance/reimbursement of full expenses of treatment incurred by the workmen or their families is justified ?

By order,
Sd/-
Commissioner-cum-Secretary.

स्थानीय स्वशासन विभाग

अधिसूचना

शिमला-2, 6 जून, 1985

संख्या एल० एस०जी०ए०(४)-16/77.—हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश नगरपालिका अधिनियम, 1968 (1968 का अधिनियम संख्यांक 19) की धारा 5 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, निम्नलिखित विनिर्देशन में दिए गए ग्रामों के क्षेत्र के खसरा संख्या में समाविष्ट क्षेत्र को नगरपालिका पांवटा साहिब जिला सिरमौर की सीमाओं से निकाल देने का प्रस्ताव करते हैं:—

खसरा नं० प्रकाशित

233, 178

261/95/100

264/95

260/94

245/74

238/236

235/216

237/18

241/68

बदरीपुर

भूपपुर

173/3
185/29
190
296-199/39

केदारपुर

208/45
227/22
194/34

भटावाली

413/104
413/104
123/37
478/370
429/371
430/376
444/387
266/155
225/175

तारुवाला

शुभखेड़ा

उक्त नगरपालिका या क्षेत्र का कोई भी निवासी जो उक्त प्रस्ताव पर आक्षेप करना या सुझाव देना चाहता हो वह उनको लिखित रूप में इस अधिसूचना के राजपत्र, हिमाचल प्रदेश में प्रकाशन की तारीख से छः सप्ताह की अवधि के भीतर उपायुक्त नाहन, जिला सिरमौर के माध्यम से सचिव (स्थानीय स्वशासन) हिमाचल प्रदेश सरकार को भेज सकेगा। इस प्रस्ताव को अन्तिम रूप देने से पूर्व विनिर्दिष्ट अवधि के भीतर हुए आक्षेपों/सुझावों पर यदि कोई हो सरकार द्वारा विचार किया जाएगा।

आदेश द्वारा
हस्ताक्षरित/-
सचिव।

परिवहन विभाग

अधिसूचना

शिमला-2, 27 मार्च, 1985

सं 0 8-22/69-परि०.—ग्राम घुमारवीं, जिला बिलासपुर, हिमाचल प्रदेश में बस अड्डे निर्माण हेतु हिमाचल पथ परिवहन निगम और हिमाचल प्रदेश सरकार की ओर से सचिव (परिवहन) हिमाचल प्रदेश सरकार, के मध्य, संलग्न करारनामा सर्व साधारण के सूचनार्थ भू-अर्जन अधिनियम, 1894 (1894 का पहला अधिनियम) की धारा 42 के अन्तर्गत राजपत्र, हिमाचल प्रदेश (असाधारण) में प्रकाशित किया जाता है।

हर्ष गुप्ता,
सचिव।

This Agreement is made on the 2nd Day of March, 1985, BETWEEN the Himachal Road Transport Corporation HAVING ITS HEADQUARTERS AT Shimla [a statutory body incorporated under the provision of Road Transport Corporation Act, 1950 (Act LXIV of 1950), through Shri K. C. Sharma, IAS (hereinafter called "the company" which expression shall, unless the context otherwise requires, include his successors in office and assignees) of the one part and the Government of Himachal Pradesh, through the Secretary Transport to the Government of Himachal Pradesh (hereinafter called "The Government" which expression shall, unless the context otherwise requires, include his successors in office and assignees) of the other part.

Whereas for the purpose of the construction of Bus Stand at Ghumarwin the company has applied to the Government of Himachal Pradesh for the acquisition under the provisions of the Land Acquisition Act, 1894 for the piece of land containing 4 bigha 1 biswa Metric units situate in the town Ghumarwin, District Bilaspur, Himachal Pradesh and more particularly described in the Schedule hereto and delineated in the plan hereunto annexed.

And Whereas the said Government, being satisfied by an enquiry held under Section 40 of the said Act that the proposed acquisition is needed for the aforesaid purpose and that the said work is likely to prove useful to public, has consented to acquire on behalf of the Company the piece of land herein before described.

And whereas the said Government has required the Company under the provision of Section 41 of the above-mentioned Act to enter into the agreement with the Governor hereinafter contained.

Now this indenture witnesseth that it is hereby agreed and declared as follows:—

1. On demand the Company shall and will pay to the said Government all and every amount in lieu of the said land tendered, paid or rewarded or to be tendered, paid or awarded by the Collector under the Land Acquisition Act, 1894, or by Court or Courts to which an appeal from award of the said Court may be preferred and all costs, charges and expenses of the proceeding in the aforesaid Courts, or otherwise incidental to the proposed acquisition or payable in respect thereof under the provisions of the said Act.
2. On demand made by the said Collector the obligations of the Company under the last preceding clause not being thereby limited, the Company shall and will deposit with the said Collector such sum or sums of money as in his opinion to be necessary for the purposes mentioned in the last preceding clause.
3. On payment by the Company of all demands under the foregoing first clause, or in the discretion of the said Government (on deposit by the Company of all estimated amounts as provided in the second clause), but not before possession shall have been taken under the provisions of the abovementioned Act, the Government shall take over possession of the said land to the Company and shall execute and do all such acts and deeds as may be necessary and proper for effectually vesting the same in the Company.
4. The said land shall be held by the Company for the purposes of such as Bus Stand, as is hereinbefore mentioned and without the sanction in writing of the said Government first had and obtained for no other purpose whatsoever.
5. The construction of said Bus Stand shall be completed (and fully equipped in all respects ready for use) within minimum number of 2 years from the date on which possession of the said land shall have been given to the Company.
6. Should the said buildings not be completed (and fully equipped in all respects ready for use) within the period stated in the last preceding clause or within such further period as in its discretion may be prescribed or allowed by the said Government or should the said land at any time there-

after cease for a period of 99 years consecutive months to be held and used or cease to be required for the purpose or purposes provided for in the foregoing fourth clause than and in any such case, the said Government may summarily re-enter upon and take possession of the said land together with all buildings thereon, whether such buildings were erected before or after the transfer of the land to the Company and thereupon the interest of the Company in the said land and building shall absolutely cease and determine.

7. On taking such possession the said Government may sell or otherwise deal with the said land and building as it may think proper:—

- (i) should the said Government sell the land with the buildings the said Government after deducting the expenses incurred in connection with the said taking of possession and with such sale shall pay the proceeds to the Company.
- (ii) should the said Government decide not to sell the land and buildings the said Government shall retain the said land and buildings thereon in which case the Government shall repay to the company the market value as on the day of re-entry of all the buildings erected by the Company and all sums received from the company in respect of all and every amount as provided in the foregoing first clause (less the statutory allowance of 15 per cent, and less any amount received on account of trees and buildings which are not in existence at the time of resumption of but will not repay any sums paid and received on account of cost, charges and expenses of acquisition.
- (iii) should the said Government decide to sell the buildings only upon such sale, the Governor, shall, after deducting the expenses of taking possession and selling, pay the balance of the proceeds of sale to the Company in respect of the amount for the land (less the statutory allowance of 15 per cent and less any amount received from the Company on account of trees and buildings which are not in existence at the time of resumption), but will not repay any sum paid and received on account of costs, charges and expenses of acquisition.

8. Should any dispute or difference arise touching or concerning the subject matter of this agreement or any covenant clause or think herein contained the same shall be referred to the Secretary (Law) to the Government and opinion and the decision of the aforesaid Secretary (Law) upon such dispute or difference shall be final and conclusive and binding on the parties hereto.

In witness whereof Shri K.C. Sharma, IAS Managing Director of H.R.T.C. Shimla on behalf of the Himachal Pradesh Road Transport Corporation and Shri Harsh Gupta Commissioner-cum-Secretary (Tpt.) for and on behalf of the Governor of Himachal Pradesh, have hereunto set their respective hands and seals on the day and year first above written.

Seal
Sd/-
Managing Director,
Himachal Road Transport Corporation,
Shimla-171001.

Witnesses:

1. Sd/-Addl. General Manager (A&C),
H.R.T.C. Shimla-1).
- 2.
- 3.

Signed, sealed and delivered by.....

Witnesses.—For and on behalf of the Government of Himachal Pradesh.

1. Sd/- U.S. (Tpt.)
2. Sd/- S.O. (Tpt.).

Sd/-
Commissioner-cum-Secretary (Transport).
to the Govt. of H. P. Shimla.

The Schedule above referred to:

All that piece or parcel of land situated in the Village/Town of Ghumarwin, District Bilaspur, Himachal Pradesh containing an area of 10 Units detailed as under:

SPECIFICATION			
District: BILASPUR		Tehsil: GHUMARWIN	
Village	Khasra No.	Area in Metric Unit	
GHUMARWIN	232/260/2	0-17	
	232/260/3	0-15	
	261/1	0-3	
	270/1/1	0-1	0-30-48
	270/1/2	0-5	Metric Units.
	270/3	0-9	
	270/4	0-5	
	271/1	0-3	
	232/260/5	0-18	
	258/1	0-5	

OFFICE OF THE DEPUTY COMMISSIONER, MANDI, DISTRICT MANDI,
HIMACHAL PRADESH

ORDER

Mandi, the 26th June, 1985

No. PGM-MND-24-15/72-III.—Whereas the Head Quarter of the Gram Sabha "Chaihtigarh" was Temporarily at village "Ropa" and no headquarter has since been fixed so far permanently.

And whereas the Gram Sabha Chaihtigarh vide resolution No. 6, dated 9-9-1984 has decided unanimously that the permanent headquarter may be fixed at village "Ralla" which is the central place of the Gram Sabha Area.

Now in exercise of the powers vested in me under rule 10 (2) of the Himachal Pradesh Gram Panchayat Rules, 1971, I, Rajwant Sandhu, Deputy Commissioner Mandi, hereby fix the headquarter of Gram Sabha Chaihtigarh at village "Ralla".

RAJWANT SANDHU,
Deputy Commissioner.